

District Judge Kymberly K. Evanson

UNITED STATES DISTRICT COURT FOR THE  
WESTERN DISTRICT OF WASHINGTON  
AT SEATTLE

NICHOLAS D. HILDEN, *et al.*,

Plaintiffs,

v.

MARCO RUBIO, *et al.*,<sup>1</sup>

Defendants.

Case No. 2:24-cv-02167-KKE

STIPULATED MOTION TO HOLD  
CASE IN ABEYANCE AND ORDER

**STIPULATED MOTION**

Plaintiffs and Defendants, by and through their counsel of record, pursuant to Federal Rule of Civil Procedure 6 and Local Rules 7(d)(1), 10(g) and 16, hereby jointly stipulate and move to stay these proceedings until May 13, 2025. Plaintiffs brought this litigation pursuant to the Administrative Procedure Act seeking, *inter alia*, to compel Defendants to complete administrative processing of Plaintiff Fatemah Hosseinzadeh's nonimmigrant visa application. Defendants' response to the Complaint is currently due on March 14, 2025. The parties are currently working towards a resolution to this litigation. For good cause, the parties request that the Court hold the case in abeyance until May 13, 2025.

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<sup>1</sup> Pursuant to Federal Rule of Civil Procedure 25(d), Defendants substitute U.S. Secretary of State Marco Rubio for Antony Blinken.

1 Courts have “broad discretion” to stay proceedings. *Clinton v. Jones*, 520 U.S. 681, 706  
2 (1997). “[T]he power to stay proceedings is incidental to the power inherent in every court to  
3 control the disposition of the causes on its docket with economy of time and effort for itself, for  
4 counsel, and for litigants.” *Landis v. N. Am. Co.*, 299 U.S. 248, 254 (1936); *see also* Fed. R. Civ.  
5 P. 1.

6 With additional time, this case may be resolved without the need of further judicial  
7 intervention. A consular officer at the U.S. Embassy in Ciudad Juarez, Mexico, refused Plaintiff  
8 Hosseinzadeh’s nonimmigrant visa application pursuant to 8 U.S.C. § 1201(g) for administrative  
9 processing on October 4, 2023. Recently, the Embassy has requested further documentation  
10 from Plaintiff and scheduled her for a follow-up interview on February 14, 2025. Because  
11 further litigation may not be necessary after these steps are completed, the parties agree that  
12 holding this case in abeyance is appropriate. Therefore, the parties believe good cause exists for  
13 a stay in these proceedings to save the parties and this Court from spending unnecessary time and  
14 judicial resources on this matter.

15 Accordingly, the parties request that the Court hold the case in abeyance until May 13,  
16 2025. The parties will submit a joint status report on or before May 13, 2025.

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1 DATED this 31st day of January, 2025.

2 Respectfully submitted,

3 TESSA M. GORMAN  
4 United States Attorney

s/ Michelle R. Lambert

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14 *Attorneys for Defendants*

15 *I certify that this memorandum contains 323*  
16 *words, in compliance with the Local Civil Rules.*

By s/ Kristin Nealey Meier

Kristin Nealey Meier, WSBA #33562

By s/ Jeng-Ya Chen

Jeng-Ya Chen, WSBA #52860

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*Attorneys for Plaintiffs*

**ORDER**

The parties' stipulated motion (Dkt. No. 7) is GRANTED. This case shall be held in abeyance until May 13, 2025. The parties shall submit a joint status report on or before May 13, 2025.

DATED this 31st day of January, 2025.

A handwritten signature in black ink, reading "Kimberly K. Evanson". The signature is written in a cursive, flowing style. Below the signature is a solid horizontal line.

Kimberly K. Evanson  
United States District Judge